

1 STUART SEABORN – Cal. Bar No. 198590
2 MELISSA RIESS – Cal. Bar No. 295959
3 DISABILITY RIGHTS ADVOCATES
4 2001 Center Street, Fourth Floor
5 Berkeley, California 94704-1204
6 Telephone: (510) 665-8644
7 Facsimile: (510) 665-8511
8 TTY: (510) 665-8716
9 Email: sseaborn@dralegal.org
mriess@dralegal.org

10 TIMOTHY ELDER – Cal. Bar No. 277152
11 TRE LEGAL PRACTICE
12 4226 Castanos Street
13 Fremont, California 94536
14 Telephone: (410) 415-3493
15 Facsimile: (888) 718-0617
16 Email: telder@trelegal.com

17 MICHAEL W. BIEN – Cal. Bar No. 096891
18 ERNEST GALVAN – Cal. Bar No. 196065
19 MICHAEL S. NUNEZ – Cal. Bar No. 280535
20 ROSEN BIEN GALVAN & GRUNFELD LLP
21 101 Mission Street, Sixth Floor
22 San Francisco, California 94105
23 Telephone: (415) 433-6830
24 Facsimile: (415) 433-7104
25 Email: mbien@rbgg.com
egalvan@rbgg.com
mnunez@rbgg.com

26 Attorneys for Plaintiffs

17
18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

20
21 NATIONAL FEDERATION OF THE
22 BLIND, NATIONAL FEDERATION OF
23 THE BLIND OF CALIFORNIA,
MICHAEL HINGSON, and MICHAEL
PEDERSON,

24 Plaintiffs,

25 v.

26 UBER TECHNOLOGIES, INC.,

27 Defendant.

28 Case No. 3:14-cv-04086-NC

JOINT STIPULATION AND
[PROPOSED] ORDER TO MODIFY
SCHEDULE FOR PLAINTIFFS'
MOTION RE FEES AND COSTS

Judge: Hon. Nathanael Cousins

Trial Date: None Set

Case No. 3:14-cv-04086-NC

JOINT STIPULATION AND [PROPOSED] ORDER TO MODIFY SCHEDULE FOR
PLAINTIFFS' MOTION RE FEES AND COSTS

1 Pursuant to Civil Local Rules 6-2 and 7-12, the undersigned counsel, on behalf of
 2 their respective clients, hereby respectfully submit the following stipulation to modify the
 3 briefing schedule for Plaintiffs' motion for attorneys' fees, costs, and expenses established
 4 by this Court's Minute Order ECF No. 181. Plaintiffs will file their fee motion should the
 5 parties fail to reach a negotiated resolution of Plaintiffs' second claim for attorneys' fees
 6 and costs for work monitoring Uber's compliance with the Settlement Agreement and
 7 Release (Apr. 29, 2016), ECF No. 84-1 ("Settlement").

8 The parties request that the Court modify the briefing schedule by extending the
 9 deadline for Plaintiffs to file their fee motion by one week to July 12. Due to the holiday
 10 and the press of other litigation, more time is required for final checks of the application
 11 and its supporting declarations. The Court has previously approved similar modifications
 12 to the briefing schedule for Plaintiffs' fee claims. Order granting [180] Stipulation
 13 (Jun. 13, 2019), ECF No. 181 ("June 13, 2019 Order") (extending filing deadline by one
 14 week); Order granting [170] Stipulation, ECF No. 171 (Jul. 16, 2018) ("July 16, 2018
 15 Order") (extending by one week the deadline to file Plaintiffs' fee motion based on
 16 Plaintiffs' previous annual fee claim).

17 Modifying the briefing schedule would not affect implementation of the Settlement
 18 and Class Counsel's monitoring work, just as modifying the schedule for briefing
 19 Plaintiffs' previous fee claim did not affect settlement implementation and monitoring.
 20 July 16, 2018 Order. This year Plaintiffs requested, and the Court ordered, a schedule to
 21 brief a fee motion to resolve their second annual claim for attorneys' fees, costs, and
 22 expenses. Order Granting [176] Administrative Motion Setting Briefing Schedule (May
 23 27, 2019), ECF No. 179. The parties stipulated to, and the Court ordered, an extension and
 24 modification of that briefing schedule. June 13, 2019 Order. In 2018, the parties
 25 requested, and the Court ordered, three extensions of the period to negotiate Plaintiffs' first
 26 claim for attorneys' fees and costs, a schedule to brief a motion for attorneys' fees and
 27 costs to resolve that claim, and an extension of that briefing schedule. July 16, 2018
 28 Order; Order granting [168] Stipulation (May 26, 2018), ECF No. 169; Order (May 11,

1 2018), ECF No. 167; Order Granting (163) Stipulation (Apr. 27, 2018), ECF No. 164. The
2 parties have not requested, and the Court has not ordered, any other modifications to the
3 schedule in this case since the Settlement became effective.

4 The parties therefore agree to and stipulate to the following schedule:

5 1. If the parties are unable to negotiate a resolution of Plaintiffs' claim for
6 attorneys' fees and costs, Plaintiffs shall file their motion for attorneys' fees and costs no
7 later than July 12, 2019.

8 2. Uber shall file its opposition no later than four weeks after Plaintiffs file their
9 motion for attorneys' fees and costs.

10 3. Plaintiffs shall file their reply no later than three weeks after Uber files its
11 opposition.

12 IT IS SO STIPULATED.

13
14 DATED: July 5, 2019

Respectfully submitted,

15 ROSEN BIEN GALVAN & GRUNFELD LLP

16 By: /s/ Michael S. Nunez

17 Michael S. Nunez

18 Attorneys for Plaintiffs

19
20 DATED: July 5, 2019

LITTLER MENDELSON P.C.

21 By: /s/ Andrew M. Spurchise

22 Andrew M. Spurchise

23 Attorneys for Defendant

24
25 ///

26 ///

27 ///

28 ///

1 Pursuant to Civil Local Rule 5-1(i), I, Michael S. Nunez, attest that concurrence in
2 the filing of this document has been obtained.

3
4 DATED: July 5, 2019

/s/ Michael S. Nunez

5 Michael S. Nunez

6 Pursuant to stipulation, IT IS SO ORDERED.

7
8 DATED: _____

9 Honorable Nathanael Cousins
10 United States Magistrate Judge

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28